

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DAVID LOUIS JOHNSON, JR.,

Plaintiff,

v.

CAROLYN W. COLVIN,
Commissioner of Social Security,

Defendant.

No. CV-12-5035-JTR

ORDER GRANTING STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE FOUR
OF 42 U.S.C. § 405(g)

BEFORE THE COURT is the parties' stipulated Motion for Remand of the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 26. Attorney Charles Brooks Phillips represents Plaintiff; Special Assistant United States Attorney Kathryn A. Miller represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 6. After considering the file, and proposed order,

IT IS ORDERED:

1. The parties' Stipulated Motion For Remand, **ECF No. 26**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) shall: (1) conduct a new hearing and issue a new determination; (2) further evaluate the severity of Plaintiff's alleged impairments; (3) further evaluate Plaintiff's drug and alcohol

1 abuse per Social Security Ruling (SSR) 13-2p; (4) further evaluate Plaintiff's
2 residual functional capacity (RFC); (5) give further consideration to Plaintiff's
3 treating and examining physicians; and, if the sequential evaluation process
4 proceeds beyond step three, (6) reevaluate steps four and five of the sequential
5 evaluation with the assistance of a vocational expert (VE).

6 2. Judgment shall be entered for **PLAINTIFF**.

7 3. Plaintiff's Motion for Summary Judgment, **ECF No. 13**, is
8 **STRICKEN AS MOOT**.

9 4. An application for attorney fees may be filed by separate motion.

10 The District Court Executive is directed to enter this Order, forward copies
11 to counsel, and **CLOSE THE FILE**.

12 DATED December 10, 2013.



A handwritten signature in black ink, appearing to be "M" or "Rodgers", is written over a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE